HULETT HARPER STEWART LLP
BLAKE MUIR HARPER, SBN: 115756
KIRK B. HULETT; SBN: 110726
550 West C Street, Suite 1600
San Diego, CA 92101
Telephone: (619) 338-1133
Facsimile: (619) 338-1139

Counsel for Movants Westchester Capital Management, Inc. and Green & Smith Investment Management L.L.C.
[Additional Counsel on Signature Page]

IN THE UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

HCL PARTNERS LIMITED PARTNERSHIP, On behalf of Itself and all others similarly situated, Plaintiff, -v- LEAP WIRELESS INTERNATIONAL, INC., S. DOUGLAS HUTCHESON, DEAN M. LUVISA, AMIN I. KHALIFA and PRICEWATERHOUSECOOPERS, LLP, Defendants.	Case No.: 07-cv-2245-BTM-NLS **CLASS ACTION** **NOTICE OF MOTION AND MOTION FOR RECONSIDERATION** DATE: August 15, 2008 TIME: 11:00 a.m. JUDGE: Hon. Barry Ted Moskowitz CTRM: 15 (5th Floor)
FRANK CHAREK, Individually and on behalf of all others similarly situated, Plaintiff, -v- LEAP WIRELESS INTERNATIONAL, INC., S. DOUGLAS HUTCHESON, MARK H. RACHESKY, AMIN I. KHALIFA, GLENN UMETSU, and DEAN M. LUVISA, Defendants.	Case No.: 07-cv-2256-BTM-NLS Per Chambers No Oral Argument Unless Requested by the Court

[Caption continued on next page]

DEVAY CAMPBELL, Individually and on behalf of all others similarly situated, Plaintiff, -v- LEAP WIRELESS INTERNATIONAL, INC., S. DOUGLAS HUTCHESON, MARK H. RACHESKY, AMIN I. KHALIFA, GLENN UMETSU, and DEAN M. LUVISA, Defendants.	Case No.: 07-cv-2297-BTM-NLS

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that, on August 15, 2008 at 11:00 a.m. or as soon thereafter as the matter may be heard in Courtroom 15 of the Honorable Barry Ted Moskowitz, United States District Court, 880 Front Street, San Diego, California, pursuant to Local Rule 7.1(i)(1), class members Westchester Capital Management, Inc. and Green & Smith Investment Management L.L.C. hereby move this Court for reconsideration of its May 22, 2008 Order Granting Motions to Consolidate, Appointing New Jersey Carpenters Pension and Benefit Fund as Lead Plaintiff, and Approving Lead Counsel Selection.

The Motion is based upon the accompanying Memorandum of Points and Authorities, the Certification of Karin E. Fisch, and all prior pleadings and proceedings herein, and such other written or oral argument as may be permitted by the Court.

DATED: June 23, 2008

HULETT HARPER STEWART LLP
BLAKE MUIR HARPER
KIRK B. HULETT

*/s/ Blake Muir Harper*________________________
BLAKE MUIR HARPER

550 West C Street, Suite 1600
San Diego, CA 92101
Telephone: (619) 338-1133
Facsimile: (619) 338-1139

ABBEY SPANIER RODD & ABRAMS, LLP
NANCY KABOOLIAN
KARIN E. FISCH
212 East 39th Street
New York, New York 10016
Telephone: (212) 889-3700
Facsimile: (212) 684-5191

Counsel for Movants Westchester Capital Management, Inc. and Green & Smith Investment Management L.L.C.